

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL MEMORANDUM**

**HB 2249 – SB 2236**

May 28, 2009

**SUMMARY OF AMENDMENTS (008789, 009160):** Amendment 008789 deletes the language of the original bill; requires the courts to report certain information to the Federal Bureau of Investigation (FBI) and the Department of Safety (DOS) concerning persons who have been committed to mental institutions or that have been adjudicated as mental defectives by the courts; requires reported information to be confidential and not open to the public; creates a Class C misdemeanor for disclosing to the public certain reported information; prohibits individuals who have been committed to mental institutions or that have been adjudicated as mental defectives by the courts from being able to purchase a handgun or from obtaining a handgun carry permit. Amendment 009160 makes one technical correction; removes provisions requiring the Director of the TBI to issue rules and regulations related to the reporting of information from court clerks to the TBI; removes provisions requiring the Commissioner of DOS to issue rules and regulations related to the reporting of information from court clerks to DOS.

**FISCAL IMPACT OF ORIGINAL BILL:**

Increase State Expenditures – Not Significant

Increase Local Expenditures – Not Significant

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:**

**Increase State Revenue – Not Significant**

**Increase State Expenditures – Not Significant**

**Increase Local Revenue – Not Significant**

**Increase Local Expenditures – Not Significant**

Assumptions applied to amendments:

- Based on information provided by DOS, the provisions of this bill as amended which are related to the Department can be accomplished with

existing resources and without an additional appropriation of state funds or a reduced reversion.

- According to the Department of Mental Health and Developmental Disabilities, this bill as amended should not have a fiscal impact upon the Department.
- According to the Department of Health, this bill as amended will have no fiscal impact on the Department.
- According to the County Officials Association of Tennessee (COAT), no additional court clerks will need to be hired to meet the reporting provisions of this bill as amended.
- There will not be a sufficient number of prosecutions for state or local government to experience any significant increase in revenue or expenditures.

**CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

/rnc